

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Pather et al.

Application No.: 09/901,983

Confirmation No.: 7927

Filed: July 10, 2001

Art Unit: 1615

For: SEQUENTIAL DRUG DELIVERY SYSTEMS

Examiner:

**PETITION FOR WITHDRAWAL FROM ISSUE -  
ISSUE FEE PAID (37 C.F.R. § 1.313(c))**

Customer Window Group 1600  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

Dear Sir:

1. Applicants hereby petition for the withdrawal of this application from issue.
2. The issue fee for this case has been paid on April 3, 2003.
3. The reason for the request for withdrawal from issue is for consideration of a request for continued examination under § 1.114.
4. The PTO is authorized to charge the petition fee in the amount of \$130 under Rule 1.17(h) and any other fees due to Applicants' Attorneys' Deposit Account No. 12-1095.

Dated: October 8, 2003

Respectfully submitted,

By 

Michael H. Teschner

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|---|--|-----------------------------|--------------------------|
| <b>Request<br/>For<br/>Continued Examination (RCE)<br/>Transmittal</b>                          |  | <i>Request Date</i>         | 09/01/983                |
| Address to:<br>MS RCE<br>Commissioner for Patents<br>P.O. Box 1450<br>Alexandria, VA 22313-1450 |  | <i>Application Number</i>   | 09/01/983                |
|   |  | <i>Filing Date</i>          | July 10, 2001            |
|   |  | <i>First Named Inventor</i> | S. Indiran Pather, Ph.d. |
|   |  | <i>Art Unit</i>             | 1615                     |
|   |  | <i>Examiner Name</i>        | Not Yet Assigned         |
|   |  | <i>Attorney Docket No.</i>  | CIMA 3.0-036             |

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

**1. Submission required under 37 CFR 1.114**

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
  - i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - ii.  Other \_\_\_\_\_
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Petition for Withdrawal From Issue - Issue Fee Paid

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b.  Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-1095
  - i.  RCE fee required under 37 CFR 1.17(e)
  - ii.  Extension of time fee (37 CFR 1.136 and 1.17)
  - iii.  Other \_\_\_\_\_
- b.  Check in the amount of \$ \_\_\_\_\_ enclosed
- c.  Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                   |   |                                   |                 |
|-------------------|---|-----------------------------------|-----------------|
| Name (Print/Type) | Michael H. Teschner   | Registration No. (Attorney/Agent) | 32,862          |
| Signature         |  | Date                              | October 8, 2003 |